

8035 E. R.L. Thornton Suite 410 Dallas, Texas 75228

September 14, 2005

Secretary of the Commission Missouri Public Service Commission Governor Office Building 200 Madison Street Jefferson City, MO 65102

Dear Secretary of the Commission,

Comm South Companies, Inc. d/b/a Missouri Comm South ("Comm South") is a telecommunications carrier providing residential pre-paid local and long distance service to 260 customers throughout the State of Missouri (Case # TA-97-203, granted 10/21/1997, Case # XA-2003-0515, granted 7/6/2003). Comm South also provides service to a pay telephone provider in the state. Comm South is in Chapter 7 bankruptcy protection and is in the process of liquidating its business and its assets, including discontinuing telecommunications service. A copy of the Chapter 7 bankruptcy order is attached for your records.

In compliance with the rules of the Federal Communications Commission and Missouri CSR 240-3.560, Comm South notified customers on September 10, 2005 that it will be discontinuing residential service in thirty days. A copy of the discontinuance notice is attached. Comm South must retain its certification to provide service in Missouri for a short period of time after discontinuance of residential service in order to allow its pay telephone customer to transition to another carrier. Thereafter, Comm South will surrender its certification to the state and request its tariff be cancelled. A copy of Comm South's discontinuance notice to the Federal Communications Commission is also enclosed for your records.

If you have any questions about the foregoing, don't hesitate to communicate with the undersigned.

Thank you.

Sheri Pringle
Director, Regulatory Affairs
Comm South Companies, Inc.
214-355-7005
springle\_csc@hotmail.com
Enclosures



8035 E. R.L. Thornton Suite 410 Dallas, Texas 75228

September 10, 2005

Dear Missouri Comm South Customer:

## RE: NOTICE OF DISCONTINUANCE OF PRE-PAID LOCAL AND LONG DISTANCE TELEPHONE SERVICE

It has been our pleasure at Comm South (d/b/a Missouri Comm South, Inc.) to provide you with quality, pre-paid local and long distance services. We regret to inform you that as of October 10, 2005, Comm South Companies, Inc. (d/b/a Missouri Comm South, Inc.)<sup>1</sup> ("Comm South") will no longer provide pre-paid local and long distance telephone service.

Your action is required! You must select a new local and/or long distance telephone provider to provide you with the same services you are currently receiving from Comm South as quickly as possible but no later than October 10, 2005. Please see the enclosed letter from dPi Teleconnect, LLC, one potential provider of pre-paid local and long distance services. You can also find a list of local and long distance telephone service providers in your local telephone directory.

As a pre-paid customer of Comm South, you are free to discontinue Comm South service **at any time** by simply not pre-paying Comm South for telephone service and choosing another provider. Pre-paid customers do not maintain deposits with Comm South.

After selecting a new local telephone provider, you should also contact your current long distance provider to ensure that your current long distance calling plan is not changed as a result of your change in your local service. If you do not contact your long distance provider, you may be charged basic rates (non-calling plan rates) for long distance calls. Of course, if you are receiving long distance services from Comm South, you must select a new long distance provider.

The Federal Communications Commission will normally authorize this proposed

<sup>&</sup>lt;sup>1</sup> Comm South also does business under the following names: Alabama Comm South Corp., Arkansas Comm South, Inc., Florida Comm South, Altair Communications, Inc., Mississippi Comm South, Missouri Comm South, Inc., E-Z Tel. Inc., Comm South in Tennessee, and Comm South Companies VA, Inc. Comm South converted its Chapter 11 bankruptcy to a Chapter 7 bankruptcy and will liquidate and exit the telecommunications business after receipt of all necessary court and regulatory approvals.

discontinuance of service unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments within 15 days after receipt of this notification. Address them to the Federal Communications Commission, Washington, DC 20554, referencing the Section 63.71 Application of Comm South, Inc. Comments should include specific information about the impact of this proposed discontinuance upon you or your company, including any inability to acquire reasonable substitute service.

Again, it has been our pleasure to serve you. If you require assistance or have questions about termination of your service, please contact Comm South using the contact information found below.

Sincerely,

Comm South Companies, Inc. 8035 E. RL Thornton, Suite 410 Dallas, TX 75228 1-800-936-5223



The following constitutes the order of the Court.

Signed September 7, 2005

Inch De Wayn Hale. United States Bankruptcy Judge

## IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

In re:

COMM SOUTH COMPANIES, INC. ET AL \$ CASE NO. 03-39496-HDH-11 \$ (Jointly Administered)

Debtor.

## ORDER CONVERTING CASES TO CHAPTER 7 AND APPOINTING MARLA C. REYNOLDS AS OPERATING TRUSTEE UNDER 11 U.S.C. § 721

On this day came on for hearing the Motion to Convert Cases to Chapter 7 Liquidation pursuant to 11 U.S.C. § 1129(b), and to Appoint the Trustee as an Operating Chapter 7 Trustee pursuant to 11 U.S.C. § 721 (the "Motion") [Docket No. 648], filed by Marla C. Reynolds (the "Trustee"), the duly-appointed Chapter 11 Trustee in the above styled jointly administered bankruptcy cases, and the Court having reviewed the Motion and being advised that the

ORDER CONVERTING CASES TO CHAPTER 7AND APPOINTING MARLA C. REYNOLDS AS OPERATING TRUSTEE UNDER 11 U.S.C. § 721- Page 1

interested parties have been provided notice of the Motion, and the Court being of the opinion that adequate and proper notice of the Motion has been given to all necessary parties, and that the Court should grant the relief requested by entry of an Order, therefore

IT IS ORDERED that the Motion is GRANTED in all respects, and that the above jointly administered bankruptcy cases are converted to Chapter 7, and

IT IS FURTHER ORDERED that Marla C. Reynolds is hereby appointed as the Chapter 7 Trustee for the captioned jointly administered bankruptcy cases; and

IT IS FURTHER ORDERED that Marla C. Reynolds is hereby appointed as an operating trustee pursuant to 11 U.S.C. § 721 for a period of one hundred and twenty (120) days from the date of entry of this Order, and

IT IS FURTHER ORDERED that Campbell & Cobbe, P.C., Lain Faulkner & Co., Inc., and Patton Boggs, LLC, shall be retained by the Chapter 7 Trustee under the provisions previously authorized by this Court for the Chapter 11 Trustee.

##End of Order##